

# Exhibit 3

**From:** Payne, Stephen <spayne@irell.com>  
**Sent:** Tuesday, April 18, 2023 4:31 PM  
**To:** FISH SERVICE Samsung/Netlist; melissa@gillamsmithlaw.com  
**Cc:** #Netlist-Samsung-E.D.Tex; jtruelove@mckoolsmith.com  
**Subject:** Netlist v. Samsung, Case No. 2:21-cv-00463

[This email originated outside of F&R.]

Counsel,

Depending on the evidence presented in Samsung's case-in-chief, Netlist may call in its rebuttal case on Thursday Dr. Brogioli (live), Dr. Mangione-Smith (live), Mr. Milton (live), Mr. Kennedy (live), Dr. Groehn (live), Mr. Gillingham (live), Mr. Halbert (by deposition, designations previously served on Mar. 16), Jihwan Kim (by deposition), Mr. Ki Ji (by deposition), Mr. Hong (by deposition). Netlist also may re-call any other witness called in Netlist's case-in-chief.

Regards,

**Stephen M. Payne**

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